

CLASSIFICATION OFFICE DECISION

Title of publication: ism-024-052

Other known title(s): Not stated

OFLC ref: 1700215.000

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 16 June 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 16 June 2017

Summary of reasons for decision:

This is an image that explicitly depicts a close up of the genitals of a young woman. Consideration has been given as to whether the image can fairly be said to promote or support, or tend to promote of support, the exploitation of young persons and it has been concluded that there is not enough evidence to suggest that she is not a young adult rather than an adolescent girl. However, the image is sexually explicit and needs restriction to adults for whom it is clearly intended and likely to be made available. The publication is therefore restricted to persons at least 18 years of age. This classification interferes with freedom of expression contained in the New Zealand Bill of Rights Act 1990 but is the minimum restriction possible and consistent with intention of Parliament to limit the availability of sexual material to audiences of a suitable age.